

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: ROSENGERG, Meir

Application No.: 10/601,455  
Filed: June 23, 2003

Conf No.: 9738  
Group No.: 3761  
Examiner: DEAK, Leslie R.

For: AN IMPLANTABLE MEDICAL DEVICE HAVING PRESSURE SENSORS FOR DIAGNOSING THE PERFORMANCE OF AN IMPLANTED MEDICAL DEVICE

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

PETITION UNDER 37 C.F.R. § 1.59(b) TO EXPUNGE INFORMATION  
UNINTENTIONALLY SUBMITTED IN APPLICATION  
(M.P.E.P. § 724.05, II, 7th Ed.)

1. Applicant respectfully requests that the information submitted on January 12, 2009, entitled "An Implantable Medical Device Having Pressure Sensors for Diagnosing the Performance of an Implantable Medical Device, and dealing with a Notice of Appeal to be expunged and returned, since it was unintentionally submitted.
2. The above identified information submitted was unintentionally submitted and the failure to obtain its return would cause irreparable harm to \_\_\_\_\_
3. The above identified information has not otherwise been made public.
4. Petitioner commits to retain the above identified information for the period of any patent with regard to which this information was submitted.
5. Petitioner submits that the above identified information which is requested to be returned is not material information under 37 C.F.R. § 1.56.
6. Fee The fee required by 37 C.F.R. § 1.17(g) is paid as follows:

Charge Account 10-0750 the sum of \$200.00.

Date: February 5, 2009

/Eugene L. Szczecina, Jr./  
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